

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: People of MI v Albert Joseph Greenberg

Docket No. **267776**

L.C. No. **95-009633 FC**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Regardless of the title placed on the last motion, the motion constituted a motion for relief from judgment. See MCR 6.501. Defendant cannot render MCR 6.502(G)(1) meaningless by failing to comply with MCR 6.501.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 23 2006

Date

Sandra Schultz Mengel

Chief Clerk